

Appl. No. 09/759,552  
Atty. Docket No. 8394  
Amdt. dated August , 2004  
Reply to Office Action of December 5, 2003  
and Notice of Abandonment June 15, 2004  
Customer No. 27752

REMARKS

Claims 1 - 13 are pending in the present application. No additional claims fee is believed to be due.

Claims 14 - 17 have been withdrawn as a result of an earlier restriction requirement.

Rejection Under 35 USC 102 Over Coffee et al.

Claims 1-13 stand rejected under 35 USC 102(b) as being anticipated by Coffee et al. (US 6,595,208).

This rejection is respectfully traversed.

To anticipate a claim, the reference must teach every element of the claim. The present invention requires, *inter alia*, a high voltage power supply that is configured to supply a variable output signal in response to a feedback signal.

Coffee neither teaches nor suggests such an element. While Coffee allows for the adjustment of the dose delivered by the device by adjusting the rates at which the respective voltages are ramped up to the required voltages, such adjustments are to be made at a factory level, by a pharmacist or an end user and with a switch, and not in response to a feedback signal. Coffee, at 13:32-45. Coffee's device is not configured to accept a feedback signal.

The 35 USC 102(b) rejection is improper and should be withdrawn.

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Conclusion

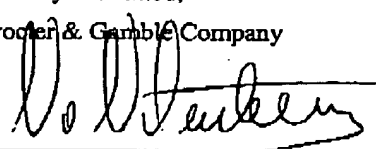
In light of the above remarks, it is requested that the Examiner reconsider and withdraw the rejection under 35 USC 102(b). Early and favorable action in the case is respectfully requested.

Applicants have made an earnest effort to place their application in proper form and to distinguish the invention as now claimed from the applied reference. In view of the foregoing, Applicants respectfully request reconsideration of this application, entry of the amendments presented herein, and allowance of Claims 1 - 13.

Respectfully submitted,

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